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BILL NO. Z-78-04-7

ZONING MAP ORDINANCE NO. Z- 15-78

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. M-38,

NOW THEREFORE BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated a BIB District under the terms of Chapter 33, Municipal Code of the City of Fort Wayne, Indiana, 1974; and the symbols of the City of Fort Wayne Zoning Map No. M-38, referred to therein, established by Section 33-11, of said Chapter are hereby changed accordingly, to wit;

> Part of the East Half of the Southeast Quarter of Section 14, Township 31 North, Range 12 East in Allen County, Indiana, more particularly described as follows:

Beginning at a point on the south line of the East Half of the Southeast Quarter of Section 14, Township 31 North, Range 12 East, said point being 715 feet west of the southeast corner of the Eby of the SE4 of Sec. 14-31-12; thence north and parallel to the east line of the E½ of the SE¼ of Sec. 14-31-12 a distance of 290 feet; thence east and parallel to the south line of the E½ of the SE¼ of Sec. 14-31-12 a distance of 257.5 feet; thence south 290 feet to a point on the south line of the Els of the SE $\frac{1}{4}$ of Sec. 14-31-12, said point being 972.5 feet west of the southeast corner of the E12 of the SE4 of Sec. 14-31-12; thence east along the south line of the E12 of the SE14 of Sec. 14-31-12 a distance of 257.6 feet to the point of beginning, containing 1.714 acres and being subject to all legal roads and highways.

SECTION 2. That this Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and legal publication thereof.

APPROVED AS TO FORM AND LEGALITY.

roman

| · Read the f | irst time in full and | d on motion b | y . J Sch | mid, seconded by | |
|------------------|---|--|----------------------|------------------------------|----------|
| | | | | by title and referred to the | 2 |
| Committee on | | | | y Plan Commission for | |
| recommendation) | and Public Hearin | g to be held | after due legal not | ce, at the Council Chambe | rs, |
| City-County Buil | ding, Fort Wayne, | Indiana, on | | the day | У |
| of | | , at | o'clock | M.,E.S.T. | |
| DATE:< | 1-25-78 | | CITY CL | ERK Isterland | - |
| Read the t | hird time in full an | d on motion b | y Mu | chold. | , |
| seconded by | Dunga | , an | d duly adopted, pl | aced on its passage. | |
| PASSED (LOST |) by the following | vote: | | | |
| | AYES | NAYS | ABSTAINED | ABSENT TO-WIT: | |
| TOTAL VOTES | _8 | 0 | | | |
| BURNS | | | | | |
| HINGA | <u> </u> | | | | |
| HUNTER | | | | | |
| MOSES | <u></u> | - | | | |
| NUCKOLS | | Contract of the last of the la | | | |
| SCHMIDT, D. | ~ | Consideration | | | |
| SCHMIDT, V. | *************************************** | Charles Congress on Asses | - | _X | |
| STIER | | | | | |
| TALARICO | | | | | |
| DATE:4 | 67-11-18 | | CITY CLE | V. Westerman | |
| Passed and | adopted by the Co | mmon Counci | l of the City of For | t Wayne, Indiana, as | |
| (ZONING MAP) (| GENERAL) (ANNE | XATION) (S | PECIAL) (APPROI | PRIATION) ORDINANCE | |
| (RESOLUTION) N | 10. 3-15-70 | $\mathcal{P}_{	ext{on the}}$ | | y of July , 1 | 928 |
| Charles U | 1. letesterman | ATTEST: | (SEAL) Samue | of Talarico | , |
| CITY CLER | | | PRESIDIN | G OFFICER | _ |
| > Presented } | y me to the Mayor | of the City of | Fort Wayne, India | ana, on the | |
| day of | uly , 1978, | at the hour of | 1/30 o'clock | #.M.,E.S.T. | |
| | | | thasles. | W. Western | |
| | | 15/ = | CITY CLE | // | - · |
| | and signed by me th | | day of | fuly. | 19 |
| at the hour of | 4.00 o'clo | ck | M E | S.T. | |
| | | | Kabert | Minshorg | |
| | | | | | |

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on April 25, 1978, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-78-04-25; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on May 15, 1978;

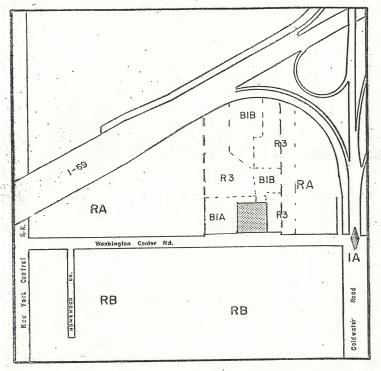
NOW THEREFORE, BE IT RESOLVED that the City Pian Commission does hereby recommend that such proposed ordinance DO PASS for the reasons that a need has been shown forthe Land Use Plan to be amended, the amendment will be in the best interest of and benefit to the area involved and of and to the City, and the amendment will not be detrimental to and does not conflict with the overall city plan;

 $$\operatorname{BE}$ IT FURTHER RESOLBED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held May 22, 1978.

Certified and signed this 19th day of June, 1978.

Luben Lazoff Secretary



TO BE REZONED FROM BIA TO BIB

N

MAP NO. M-38

Z-78-04-25

BY M.F.C 4-11-78

Bill No. Z-78-04-25 REPORT OF THE COMMITTEE ON REGULATIONS We, your Committee on Regulations to whom was referred an Ordinance amending the Ciyt of Fort Wayne Zoning Map No. M-38 have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance _ & PASS. VIVIAN G. SCHMIDT - CHAIRMAN JOHN NUCKOLS - VICE CHAIRMAN WILLIAM T. HINGA DONALD J. SCHMIDT JAMES S. STIER CONCURRED IN

RECEIP Dollars \$50. 57 00 CASH

| PETITION FOR ZONING ORDINANCE AMENDMENT | Receipt Nô | |
|---|--|--|
| | | |
| | Intended Use | |
| I/We MEISTER DEVELOPMENT (Applicant's Name | e or Names) | |
| do hereby petition your Honorable Body Fort Wayne, Indiana, by reclassifying fr to a/an <u>B 1 B</u> District the | om a/an BlA | District |
| Part of the East Half of the Southeast Quarter of | Section 14, Towns | hip 31 North, Range 12 |
| East in Allen County, Indiana, more particularly o | lescribed as follo | ws: |
| Beginning at a point on the south line of the Eas | Half of the Sout | heast Quarter of Section |
| 14, Township 31 North, Range 12 East, said point | peing 715 feet wes | t of the southeast corner |
| of the \mathbb{E}^1_2 of the SE 1_4 of Sec. 14-31-12; thence nor | th and parallel to | the east line of the $E^{1}\!_{2}$ |
| the SE14 of Sec. 14-31-12 a distance of 290 feet; | thence east and pa | rallel to the south line |
| of the \mathbb{E}^1_2 of the \mathbb{SE}^1_4 of Sec. 14-31-12 a distance (Legal Description) If additional space | of 257.5 feet; the | nce south 290 feet to a se reverse side. |
| | | |
| | | |
| | | |
| (General Description for Planning Staff | | |
| I/We, the undersigned, certify that I ampercentum (51%) or more of the property $$ | described in t | his petition. |
| Charles Have 1420 Ser | inney Ct | Chly & Hall |
| Charles Had 1420 Ser | Mey Ct. | Miles Holling |
| (Name) (Address & (If additional space is needed, use rev | Lib code) | (Signature) |
| Legal Description checked by | | |
| NOTE FOLLOWING RULES | | |
| All requests for continuances or request advisement shall be filed, in writing, i Development and Planning, by noon on the of the City Plan Commission at which the If the request for a continuance or advitime, the matter will not be put on the shall be the obligation of the petitione owners which the Plan Commission had not has been postponed or rescheduled and i of the meeting at which the ordinance wi of the ordinances must be made in writin vote on the ordinance. (FILING FEE: | n the office of Wednesday precordinance is to sement is filed agenda for the rot notify the ified by mail the form them of the considered prior to the | of Community co be considered. I within the required meeting. It e same property that the hearing the time and place ed. All withdrawals |
| Name and address of the preparer, attorn | ey or agent. | |

MEISTER DEU CORP.

749-0402 (Telephone Number) (Name) (Address & Zip code)

COMMUNITY DEVELOPMENT AND PLANNING / Division of Long Range Planning and Zoning (CITY PLAN COMMISSION) / Room # 830, City-County Building, One Main Street / Fort Wayne, Indiana 46802 (Phone: 423-7571)

Applicants, Property owners and preparer shall be notified of the Public Hearing approximately ten (10) days prior to the meeting.

| Legal Description of property to be rezoning |
|---|
| point on the south line of the $E_2^{l_2}$ of the $SE_4^{l_3}$ of Sec. 14-31-12, said point being 972.5 feet |
| west of the southeast corner of the \mathbb{E}^1_2 of the SE 1_4 of Sec. 14-31-12; thence east along the |
| south line of the E^{1}_{3} of the SE^{1}_{4} of Sec. 14-31-12 a distance of 257.6 feet to the point of |
| beginning, containing 1.714 acres and being subject to all legal roads and highways. |
| |
| |
| |

| Owners of Property | | |
|---------------------|---------------------------|---------------------------|
| Charles n Hall | 1420 Swinney Ct. | che wheel |
| Mirhal Hall by Chan | las Hall 1420 Svinney et. | Miland Hall by Chlan Hall |
| | | |
| (Name) | (Address & Zip Code) | (Signature) |

DIGEST SHEET

| TITLE OF OR | DINANCE Zoning Ordinance Amendment 3 - 1.8 - 09 - 93 |
|--------------|--|
| DEPARTMENT | REQUESTING ORDINANCE_Long Range Planning & Zoning - CD&P |
| | ORDINANCE A parcel of ground 257.5' x 290' located on the north |
| side | e of Washington Center Road approximately 715' west of Coldwater Road. |
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| EFFECT OF P | ASSAGE Property is now zoned "BIA" - Limited Business. Property |
| wil' | l become a "BIB" - Limited Business which allows more liberal types of |
| bus | inesses. |
| | ONL DACCACE Property will remain "BIA" - Limited Business |
| EFFECT OF N | ON-PASSAGE |
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| | |
| MONEY INVOLV | ED (Direct Costs, Expenditures, Savings) |
| | |
| w | · |
| | |
| ACCIONED TO | COMMITTEE / LAN |
| ASSIGNED TO | COMMITTEE (J.N.) |
| | |



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING . ONE MAIN STREET . FORT WAYNE, INDIANA 46802

room 122

charles w. westerman, clerk

July 18, 1978

Ms. Virginia Grace Fort Wayne Newspapers, Inc. 600 West Main Street Fort Wayne, Indiana

Dear Ms. Grace:

Please give the attached full coverage on the dates of July 24 and July 31, 1978, in both the News Sentinel and Journal Gazette.

> RE: Legal Notice for the Fort Wayne . Common Council

> > Bill No. G-77-08-18 General Ordinance No. G-17-78

> > Bill No. G-78-05-11 General Ordinance No. G-18-78

> > Bill No. G-78-05-28 General Ordinance No. G-19-78

Bill No. Z-78-05-26 Zoning Map Ordinance No. Z-16-78

Bill No. Z-78-05-27 Zoning Map Ordinance No. Z-17-78

Bill No. Z-78-05-25 Zoning Map Ordinance No. Z-15-78

Please send us 20 copies of the Publisher's Affidavit from both newspapers.

Thank you.

City Clerk

AN EQUAL OPPORTUNITY EMPLOYER

LEGAL NOTICE

Notice is hereby given that the the 11th day of July, 1978, the Common Council of the City of Fort Wayne, Indiana in a Regular Session did pass the following Bill No. G-77-08-18 ---- General Ordinance No. G-17-78 being AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of a certain alley.

Notice is hereby given that on the 11th day of July, 1978, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. G-78-05-11 ---- General Ordinance No. G-18-78 being AN ORDINANCE amending General Ordinance No. G-97, by authorizing the vacation of a certain street

Notice is hereby given that on the 11th day of July, 1978, the Common Council of the City of Fort Wayne, Indiana in a Regular Session did pass the following Bill No. G-78-05-28 --- General Ordinance No. G-19-78 being AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of a certain street and alley

Notice is hereby given that on the 11th day of July, 1978, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. Z-78-04-25 ---- Zoning Map Ordinance No. Z-15-78 being AN ORDINANCE amending the City of Fort Wayne Zoning Map No. M-38

Notice is hereby given that on the 11th day of July, 1978, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. Z-16-78 being AN ORDINANCE amending the City of Fort Wayne Zoning Map No. S18

Notice is hereby given that on the 11th day of July, 1978, the Common Council of the City of Fort Wayne, Indiana in a Regular Session did pass the following Bill No. 2-78-05-27 --- Zoning Map Ordinance No. Z-17-78 being AN ORDIMANCE amending the City of Fort Wayne Zoning Map No. 0-3

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana do hereby certify that Bill No. G-77-08-18 -- General Ordinance No. G-17-78; Bill No. G-78-05-11 --- General Ordinance No. G-17-78; Bill No. G-78-05-28 --- General Ordinance No. G-19-78; Bill No. Z-78-04-25 --- Zoning Map Ordinance No. Z-15-78; Bill No. Z-78-05-26 --- Zoning Map Ordinance No. Z-16-78; Bill No. Z-78-05-27 --- Zoning Map Ordinance No. Z-17-78, were passed by the Common Council on the 11th day of July, and that said Ordinances were duly signed and approved by the Mayor on the 18th day of July, 1978, and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 18th day of July, 1978.

Charles W. Westerman

City Clerk

Copies of said Bill No. G-77-08-18 --- General Ordinance No. G-17-78; Bill No. G-78-05-11 --- General Ordinance No. G-18-78; Bill No. G-78-05-28 --- General Ordinance No. G-19-78; Bill No. Z-78-04-25 --- Zoning Map Ordinance No. Z-15-78; Bill No. Z-78-05-26 --- Zoning Map Ordinance No. Z-16-78; Bill No. Z-78-05-27 --- Zoning Map Ordinance No. Z-17-78, are posted in the following places in Fort Wayne, Allen County, Indiana

- (1) The main floor lobby of the City-County Building
- (2) The bulletin board in the lobby of the Downtown Fort Wayne Public Library
- (3) The bulletin board in the lobby at the east door of the Allen County Court House

Copies of said Bill No. G-77-08-18 --- General Ordinance No. G-17-78; Bill No. G-78-05-21 --- General Ordinance No. G-18-78; Bill No. G-78-05-28 --- General Ordinance No. G-19-78; Bill No. Z-78-04-25 --- Zoning Map Ordinance No. Z-15-78; Bill No. Z-78-05-26 --- Zoning Map Ordinance No. Z-16-78; Bill No. Z-78-05-27 -- Zoning Map Ordinance No. Z-178, are also available for reading in the following public places in Fort Wayne, Indiana

- (4) The Reference Room in the north end of the main floor in said Downtown Public Library
- (5) The Journal of the Common Council Proceedings in the Office of the City Clerk of Fort Wayne, *Andiana, Room 122, City-County Building, Fort Wayne, Indiana

Charles W. Westerman

Pharles W. Westerman-

City Clerk

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, fulfilled and posted the above Ordinances in the designated places as stated above on July 24, 1978.

> Charles W. Westerman City Clerk

| | State Board of Account | 160 | | | | (Rev. 196 |
|---|---|---|--|--|---|--------------------------|
| Common Council | of Fort Wayne | ****** | | To JOURNAL-GA | AZETTE | D |
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| nce No. Z-15-78; Bill No. Z-7805-26 poning Map Ordinance No. Z-16-78; | | | | 03,000 | CLERK | |
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| duly signed and approved by Mayor on the 18th day of July, | | PUBLI | SHER'S AFFIDA | /IT | | |
| and now remains on file and on rd in my office. TNESS my hand, and the official | | State of Indi | ana ounty } ss: | | | |
| | | Personally a | ananand hafam w | e, a notary public in an | d for said county | and state, |
| this 18th day of July, 1978. Charles W. Westerman, City Clerk | | undersigned | ARVI | LLA DEWALD | who, being dul | y sworn, s |
| Charles W. Westerman, City Clerk pies of said Bill No. G-77-68-18— eral Ordinance No. G-17-78; Bill G-78-06-11—General Ordinance | | that she is | | CLERK | | of |
| of the City of 197 Wayns, Indi- his 18th day of July, 1978. Charles W. Westerman, City Cierk pies of said Bill No. G-77-08-18— ral Ordinance No. G-17-78; Bill G-78-05-11 — General Ordinance G-18-78: Bill No. Z-78-04-25— 19 Map Ordinance No. Z-15-78; | | | | | | |
| b) me City of For Wayne, Inc. His 18th day of July, 1972. | | DATTY | JOURNAL-GAZ | | . 3 | |
| Light Program wayne, multiple the wayne, multiple the wayne, multiple the wayne, countries the wayne, countries and Bill No. G-77-88-18. G-78-05-11 — General Ordinance G-18-78: Bill No. Z-78-04-25 — G-18-78: Bill No. Z-78-04-25 — g. Map Ordinance No. Z-15-72: Bill No. Z-78-04-25 — Zoning Map Ordinance No. Z-15-78: Bill No. Z-78-05-25 — Zoning Map Ordinance No. Z-16-78: Bill No. Z-78-05-26 — Z-16-78: Bill No. Z-18-05-26 — Z- | | DAILY | JOURNAL-GAZ | _newspaper of general of | | and publis |
| his lith day of July. 1978. In July 1979. Said Bill No. G-77 68-18 in July 1979. Said Bill No. G-77 68-18 in July 1979. G-78-63-19. | H COPY OF SEMENT HERE | a DAILY | JOURNAL-GAZ | newspaper of general c | YNE, INDIANA | |
| the High day of July 1972. In the High day of July 1972. Charles W. Westerman, City Clerk pies of said Bill No. G-77-89 18 — 18 — 18 — 18 — 18 — 18 — 18 — 18 | H COPY OF SEMENT HERE | in state and o | JOURNAL-GAZ | newspaper of general city } of FORT WA' | YNE, INDIANA er attached hereto | is a true c |
| his little day of July, 1972. In this little day of July, 1972. Francis W Wester man, City Clark Term City C | CH COPY OF SEMENT HERE | in state and o | JOURNAL-GAZ | newspaper of general city of FORT WA' town; of F | YNE, INDIANA er attached hereto | is a true c |
| his lith day of July, 177. Landrew W, Wester and, Cly Cark, Ambrew W, Wester and, Cly Cark, Ambrew W, Wester and C. Clark, Bill G. | CH COPY OF SEMENT HERE | in state and o | JOURNAL-GAZ | newspaper of general city } of FORT WA' | YNE, INDIANA er attached hereto | is a true c |
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| ries W. Wesferman, Clerk of of Fort Wayne, Indiana do priffy that Bill No. G-77-08-18 rail Ordinance No. G-17-78; G-78-05-11 — General Ordi- No. G-17-78; Bill No. G-18-05-28 rail Ordinance No. G-19-78; Z-78-04-28 — Zonjan Man Or- | at the foregoing account part of the same has be | is just ar en paid. | nd correct, that t | he amount cl | aimed is legally d | ue, after allow | ing all just |
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| Z-78-05-27 — Zoning Man Or- | L | | | | Title | CLERK | |
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| my office. SS my hand, and the official e City of Fort Wayne, Indi- | | ALLEN | Indiana county sa: | | | | |
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| les W. Westerman City Clerk es W. Westerman, Clerk of f Fort Wayne, Indiana, ful- | | | | | | | |

| PUBLISHER'S CLAIM PUBLISHER'S CLAIM LINE COUNT Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) —number of equivalent lines Head number of lines Body number of lines Tail number of lines Total number of lines 123 COMPUTATION OF CHARGES 123lines, 1 columns wide equals 123 equivalent lines at 259¢ ents per line Additional charge for notices containing rule or tabular work (50 per cent of above amount) Charge for extra proofs of publication (50 cents for each proof in excess of two) TOTAL AMOUNT OF CLAIM DATA FOR COMPUTING COST Width of single column 12 ems Size of type 5½ point Number of insertions 2 Size of type 5½ point Pursuant to the provision and penalties of Ch. 88, Acts 1967. Leveby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all credits, and that no part of the same has been paid. PURSUISHER'S AFFIDAVIT State of type 5½ point Number of Insertions 2 Size of type 5½ point Title CLERK PUBLISHER'S AFFIDAVIT State of type 15 cast 5½ Personally appeared before me, a notary public in and for said county and state, undersigned V.E. CERKS Who, being duly sworn, a succession of the said county and state, undersigned V.E. CERKS Who, being duly sworn, a succession of the said county and state, undersigned V.E. CERKS Who, being duly sworn, a succession of the said county and state, undersigned V.E. CERKS Who, being duly sworn, a succession of the said county and state, undersigned V.E. CERKS | Common Council of Fort Ways | ne | To THE NEW | S-SENTINEL | Dr |
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